

FILED

UNITED STATES COURT OF APPEALS

AUG 27 2013

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

JOSEPH RUWE; et al.,

Plaintiffs - Appellees,

v.

JAMES J. POINDEXTER; et al.,

Objectors - Appellants,

V.

CELLCO PARTNERSHIP, DBA Verizon  
Wireless,

Defendant - Appellee.

No. 12-17778

D.C. No. 3:07-cv-03679-JSW  
Northern District of California,  
San Francisco

ORDER

Before: SCHROEDER, LEAVY and, Circuit Judges

Appellee's unopposed motion to dismiss this appeal for want of prosecution for failure to post the bond is granted. *Azizian v. Federated Dep't Stores, Inc.*, 499 F 3d 950, 961 (9<sup>th</sup> Cir. 2007) (Court may dismiss appeal for lack of prosecution when appellant fails to post bond in part or challenge order that required posting of bond).